

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

JOEL CLEARY, M.D., individually and  
on behalf of all others similarly situated,

Plaintiff,

vs.

RETIREMENT PLAN FOR  
EMPLOYEES OF NORTHERN  
MONTANA HOSPITAL, et al.,

Defendants.

CV 16-61-GF-BMM-JTJ

**ORDER**

The Court set a hearing in this matter on January 15, 2019, for the purpose of resolving Plaintiff's motion for an award of attorney's fees, costs and expenses. (Doc. 166). Counsel informed the Court, before the hearing began, that a hearing was not necessary because the parties had reached a settlement on the issues presented in Plaintiff's motion. Counsel further informed the Court that they needed additional time to finalize the settlement. Accordingly,

**IT IS HEREBY ORDERED** that the parties shall file a stipulation dismissing

this action with prejudice by February 13, 2019. The Court will conduct a show cause hearing at 10:00 a.m. on February 14, 2019, if the parties have not filed the foregoing stipulation.

DATED this 16th day of January, 2019.



John Johnston  
United States Magistrate Judge